

**VILLAGE OF ROSCOE
ORDINANCE NO. 2018-23**

AN ORDINANCE AMENDING §114 OF THE VILLAGE OF ROSCOE CODE OF ORDINANCES CONCERNING THE REGULATION OF LICENSED LIQUOR ESTABLISHMENTS WITHIN THE VILLAGE OF ROSCOE (APPLICATION FEES)

WHEREAS, §114.61 (F) of the Village of Roscoe's Code of Ordinances sets forth requirements for fees to be submitted along with the application for a Village of Roscoe Liquor License; and

WHEREAS, the Village of Roscoe desires to amend §114.61(F) to require that the application fee for new liquor license applications not be applied to the annual license fee; and

WHEREAS, this Ordinance is not intended to deprive any currently licensed liquor establishment from maintaining their current liquor license classifications, nor from restricting those establishments from renewing their licenses pursuant to the regulations set forth under the Village of Roscoe code of Ordinances, all fees will be in effect upon renewal or new application for a liquor license; and

WHEREAS, the Village of Roscoe is authorized and empowered by statute to amend and enforce the provisions of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ROSCOE, WINNEBAGO COUNTY, ILLINOIS AS FOLLOWS:

Section 1. The foregoing recitals are incorporated herein as findings of the Village of Roscoe Board of Trustees.

Section 2. Section §114.61(F) of the Village of Roscoe Code of Ordinances is hereby amended to read in its entirety as follows:

“(F) Application Fees. Annual Fee.

- (1) Each application for a new liquor license (including all applications for a change in liquor license classification) shall be accompanied by a nonrefundable application fee of \$500.00 due at the time of the submission of the application, and no application shall be considered by the Village Liquor Control Commission or the Board of Trustees prior to the receipt of the application fee.
- (2) The submission of the application fee shall in no way obligate the Village to approve, nor guarantee the applicant of approval of, the application. In the event that an application is not approved by either the Liquor Control

Commission or the Village Board, no refund of any portion of the application fee will be made to the applicant.

- (3) A separate application fee must accompany each liquor license application made, regardless of the approval or disapproval of any prior applications for a liquor license. However, this section shall not apply to the application for a Class "T" (Temporary License)
- (4) Upon approval and issuance of the License by the Village of Roscoe, the applicant shall pay the full annual fee for the approved classification type as set forth in section §114.63. Any license issued after June 30 shall be prorated to 50% of the annual license fee set forth in Section §114.63, however, no such annual fee shall be less than \$500.00."

Section 3. Such changes in license fees shall apply to all new or renewal licenses, applied for or issued after the date of this ordinance.

Section 4. Any portion of any other ordinance in conflict with this ordinance is hereby expressly repealed to the extent of the conflict.

Section 5. All other portions of the Code of Ordinances of the Village of Roscoe shall remain in full force and effect.

Section 6. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

2018-23

1st Read:

PASSED BY ROLL CALL VOTE ON:

NAME	AYE	NAY	ABSTAIN	ABSENT
Trustee Robert Baxter	✓			
Trustee Carol Gustafson (1)	✓			
Trustee Stacy Mallicoat	✓			
Trustee Lindsey Swanson	✓			
Trustee Susan Petty	✓			
Trustee Mark Szula (2)	✓			
President David A. Krienke				

APPROVED DECEMBER 4, 2018


VILLAGE PRESIDENT

ATTEST:


VILLAGE CLERK